

#9  
8/8/01  
NW



PATENT  
Our Docket: P-LJ 3597

RECEIVED

AUG 07 2001

TECH CENTER 1600/2900

In re Application of )  
Perucho and Malkhosyan )  
Serial No: 09/375,246 )  
Filed: August 16, 1999 )  
For: METHODS FOR IDENTIFYING )  
SOMATIC CHANGES IN )  
GENOMIC SEQUENCES USEFUL )  
FOR CANCER DIAGNOSIS AND )  
PROGNOSIS )

Group Art Unit: 1655  
Examiner: J. Souaya

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C., 20231 on August 1, 2001.

By: Andrea L. Gashler  
Andrea L. Gashler, Reg. No. 41,029

Commissioner for Patents  
Washington, D.C. 20231

August 1, 2001  
Date of Signature

SUPPLEMENTAL RESPONSE

Responsive to the Office Action mailed December 20, 2000, Applicants respectfully request consideration of the following remarks.

REMARKS

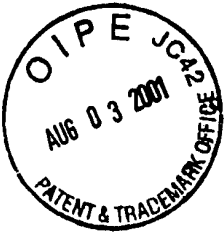
Claims 1-23 are pending in the above-identified application.

Applicants respectfully traverse the rejection of claims 1-23 under 35 U.S.C. § 102(a) as allegedly anticipated by Arribas et al. J. Clin. Oncol. 15:3230-3240 (1997). Submitted herewith is a Declaration under 37 C.F.R. § 1.132 of Dr. Manuel Perucho. The Declaration of Dr. Perucho declares that any work in the cited publication by Arribas et al. that is encompassed by the claimed invention was conceived by Dr. Perucho and reduced to

RECEIVED

AUG 07 2001

TECH CENTER 1600/2900

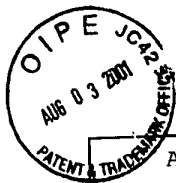


Executed Declaration Pursuant to 37  
C.F.R. § 1.132  
Attorney Docket No.: P-LJ 3597  
Serial No.: 09/375,246

I hereby certify that this correspondence is being deposited with  
the United States Postal Service as first class mail in an  
envelope addressed to: Commissioner for Patents, Washington, D.C.  
20231, on August 1, 2001.

By Andrea L. Gashler  
Andrea L. Gashler, Reg. No. 41,029

August 1, 2001  
Date of Signature



RECEIVED

AUG 07 2001

TECH CENTER 1600/2900

AMENDMENT TRANSMITTAL LETTER			DOCKET NUMBER: P-LJ 3597	
SERIAL NO: 09/375,246	FILING DATE: August 16, 1999	EXAMINER: J. Souaya	GROUP ART UNIT: 1655	
INVENTION: METHODS FOR IDENTIFYING SOMATIC CHANGES IN GENOMIC SEQUENCES USEFUL FOR CANCER DIAGNOSIS AND PROGNOSIS				

TO COMMISSIONER FOR PATENTS

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C., 20231 on August 1, 2001.

By: Andrea L. Gashler  
Andrea L. Gashler, Reg. No. 41,029

August 1, 2001  
Date of Signature

Transmitted herewith is a Supplemental Response to Office Action mailed December 20, 2000, in the above-identified application.

☒ Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted.

☒ Executed Declaration Pursuant to 37 C.F.R. § 1.132 is enclosed.

☒ No additional claims fee is required.

☐ An additional claims fee is required and has been calculated as shown below:

## CLAIMS AS AMENDED

	NUMBER AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER OF EXTRA CLAIMS PRESENTED		RATE		FEE	
					SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY
TOTAL CLAIMS	23-20	- 23	- 0	x	\$9	\$18	= \$0	\$
INDEPENDENT CLAIMS	5-3	- 5	- 0	x	\$40	\$80	= \$0	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM		<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO		\$135	\$270	= \$0	\$
					TOTAL ADDITIONAL FEE		\$0	\$

\* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

Inventors: Perucho and Malkhosyan  
Serial No.: 09/375,246  
Filed: August 16, 1999  
Page 2

— A check in the amount of \$\_\_\_\_\_ is enclosed, which covers the fee for a \_\_\_\_-month extension of time.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 03-0370. A duplicate copy of this sheet is enclosed.

X Any additional filing fees required under 37 C.F.R. 1.16.

X Any patent application processing fees under 37 C.F.R. 1.17.

X The Commissioner is hereby authorized to charge to Deposit Account No. 03-0370 any fees under 37 CFR 1.17 which may be required under 37 CFR 1.136(a)(3) for an extension of time in any concurrent or future reply requiring a petition for extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

August 1, 2001  
Date

Andrea L. Gashler  
Andrea L. Gashler  
Registration No. 41,029  
CAMPBELL & FLORES LLP  
4370 La Jolla Village Drive  
7<sup>th</sup> Floor  
San Diego, California 92122  
858-535-9001  
USPTO CUSTOMER NO. 23601